



# House of Representatives

General Assembly

**File No. 575**

*February Session, 2022*

Substitute House Joint Resolution No. 37

*House of Representatives, April 21, 2022*

The Committee on Judiciary reported through REP. STAFSTROM of the 129th Dist., Chairperson of the Committee on the part of the House, that the substitute joint resolution ought to be adopted.

**RESOLUTION VACATING DECISIONS OF THE CLAIMS COMMISSIONER INVOLVING CLAIMS AGAINST THE STATE OF CERTAIN CLAIMANTS AND REMANDING THOSE CLAIMS TO THE CLAIMS COMMISSIONER FOR FURTHER PROCEEDINGS.**

Resolved by this Assembly:

1 Section 1. That the decision of the Claims Commissioner, file number  
2 25407 of said commissioner, involving the claim against the state in  
3 excess of twenty thousand dollars of Kipp Wiggins, the claim is  
4 remanded to said commissioner for proceedings on the claim consistent  
5 with applicable state and federal law. The General Assembly finds that  
6 said commissioner's reason for denying the claim is erroneous.

7 Sec. 2. That the decision of the Claims Commissioner, file number  
8 25823 of said commissioner, involving the claim against the state in  
9 excess of fifty thousand dollars of Divenson Petion, the claim is  
10 remanded to said commissioner for proceedings on the claim consistent  
11 with applicable state and federal law. The General Assembly finds that  
12 said commissioner's reason for denying the claim is erroneous.

13       Sec. 3. That the decision of the Claims Commissioner, file number  
14       25495 of said commissioner, involving the claim against the state in  
15       excess of twenty thousand dollars of Cordell Woolfork, the claim is  
16       remanded to said commissioner for proceedings on the claim consistent  
17       with applicable state and federal law. The General Assembly finds that  
18       said commissioner's reason for dismissing the claim is erroneous and  
19       said commissioner has jurisdiction over the claim.

***Statement of Legislative Commissioners:***

In Section 1, the language concerning the denial of the claim was changed to "involving the claim against the state" for consistency.

***JUD***       *Joint Favorable Subst.*

*The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.*

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### **OFA Fiscal Note**

#### **State Impact:**

Agency Affected	Fund-Effect	FY 23 \$	FY 24 \$
Comptroller - Adjudicated Claims Account	GF - Potential Cost	See Below	See Below

Note: GF=General Fund

**Municipal Impact:** None

#### **Explanation**

The resolution permits several claimants to present their claims to the Claims Commissioner for a hearing no later than a year from passage of this bill.

#### **The Out Years**

Based on the timing of when the claim is potentially awarded, and since it would be one-time in nature, there would be no out year fiscal impact.



## OLR Bill Analysis

sHJ 37

**RESOLUTION VACATING DECISIONS OF THE CLAIMS COMMISSIONER INVOLVING CLAIMS AGAINST THE STATE OF CERTAIN CLAIMANTS AND REMANDING THOSE CLAIMS TO THE CLAIMS COMMISSIONER FOR FURTHER PROCEEDINGS.**

## SUMMARY

The Office of Legislative Research does not analyze Resolutions.

## COMMITTEE ACTION

Judiciary Committee

Joint Favorable Substitute

Yea 39 Nay 0 (04/04/2022)